

ORDER SHEET

IN THE HIGH COURT OF SINDH CIRCUIT COURT, LARKANA.

Constt: Pett: No. D- 452 of 2015.

| Date | Order with signature of judge |
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- 1.For orders on office objection as flag A.
- 2.For order on M.A No.2152/2015.
- 3.For order on M.A No. 1757/2015.
- 4.For katcha pehsi.

07.05.2015.

Mr. Gulshan R. Dayo, advocate for the petitioner.

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The petitioner has sought the following relief:

- a) That this Hon'ble Court may be pleased to direct the respondents No.1 and 2 to stop causing harassment to the petitioner and his family on the pretext of false FIR lodged by respondent No.4 and do not further extend threats of false implication of petitioner into the said FIR at the behest of private respondents.
- b) That direct the SSP Dadu to conduct inquiry into the alleged incident of FIR lodged by Mst.Sobhai Khatoon against the father and two real brothers in the background of matrimonial dispute hanging between the parties and submit report to this honourable Court for disposal of case in accordance with the law.
- c) That direct the respondent No.1 and 2 as well as I.O of FIR No.59 of 2015 of P.S K.N Shah not to arrest any accused nominated in the above FIR till final disposal of this petition.
- d) To award costs.
- e) Grant any other equitable relief.

The petitioner has filed copy of FIR No.59 of 2015 and claim that on the basis of FIR the official respondents are harassing the petitioner and his family. On a query from the Court that whether his name is mentioned in the FIR, he replied

that his name is not mentioned in the FIR. It appears that through this frivolous constitutional petition the nominated accused in Crime No.59 of 2015 of P.S K.N Shah without joining investigation want permanent bail before arrest. Learned counsel has failed to satisfy the Court that how such relief can be claimed in a constitutional petition and which of the fundamental right of petitioner has been violated by investigation of an offence registered in accordance with law. The FIR is false or not, this is a question which can be decided on the conclusion of trial. This petition is not maintainable therefore it is dismissed in limine.

JUDGE

JUDGE

shabir